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12 AUGUST B. LANDIS

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14 **UNITED STATES BANKRUPTCY COURT**
15
16 **NORTHERN DISTRICT OF CALIFORNIA**

17 In re:) Case No. 08-41603
18) Chapter 7
19 PAUL THOMAS ORWIG,)
20)
21 Debtor.) No Hearing Required
22)
23 _____)

24 **Application for Order Reopening Chapter 7 Case and Appointing Trustee**

25 August B. Landis, the Acting United States Trustee ("UST"), hereby applies under 11
26 U.S.C. § 350(b) for entry of an order reopening the chapter 7 case captioned above and
27 appointing a trustee.

28 The UST requests the case be reopened to allow the chapter 7 trustee to protect the
interest of creditors, to ensure the efficient administration of the estate and to administer newly
discovered assets. The motion is supported by the Declaration of Paul J. Mansdorf in Support of
United States Trustee's Motion to Reopen Case, filed concurrently herewith.

29 **Background**

30 The Debtor filed a chapter 7 case on April 4, 2008. On May 7, 2008, the trustee
31 conducted the meeting of creditors under 11 U.S.C. § 341, examined Debtor and filed a no asset
32 report. Subsequent to filing a no asset report, on or about November 24, 2010, an asset
33 consisting of a claim in an employment discrimination lawsuit not previously disclosed has come
34 to the attention of the trustee and requires administration. The UST requests an Order reopening
35 the chapter 7 case to allow the trustee to investigate and evaluate the claim, which may create an
36 asset available for estate distribution.

1 **Wherefore**, the UST respectfully requests that the Court enter an order reopening this
2 chapter 7 case and for appointment of Paul J. Mansdorf as chapter 7 trustee.

3 Dated: November 29, 2010

Respectfully submitted,

4 BARBARA A. MATTHEWS,
5 Assistant United States Trustee

6 Lynette C. Kelly
7 Lynette C. Kelly

8 Attorneys for August B. Landis,
Acting United States Trustee

In re: Paul Thomas Orwig

Case No. 08-41603

CERTIFICATE OF SERVICE

I, the undersigned, declare as follows:

I am a citizen of the United States and over the age of eighteen (18) years and not a party to the within action.

My business address is 1301 Clay Street, Suite 690N, Oakland, California 94612-5231.

On 29 November 2010, I served, by mail, a copy of the following document(s):

APPLICATION FOR ORDER REOPENING CHAPTER 7 CASE

DECLARATION OF PAUL J. MANSDORF IN SUPPORT OF UNITED STATES TRUSTEE'S MOTION TO REOPEN CASE

[PROPOSED] ORDER REOPENING CASE AND FOR APPOINTMENT OF TRUSTEE

by enclosing a true and correct copy of said document(s) in an envelope with postage thereon fully prepaid, which envelope was then sealed and deposited in the United States mail at Oakland, California, addressed to each of the person(s) listed below:

DEBTOR

Paul Thomas Orwig
P.O. Box 24868
Oakland, CA 94623

DEBTOR'S COUNSEL
Sarah Lampi Little

Law Offices of Sarah Lampi Little
1 276 A St.
Hayward, CA 94541

TRUSTEE:

Paul Mansdorf
1563 Solano Ave. #703
Berkeley, CA 94707

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on 29 November 2010 at Oakland, California.

Avis Haynes

Avis Haynes

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